

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

CORDIS CORPORATION,  
  
Plaintiff,  
  
v.  
  
BOSTON SCIENTIFIC CORPORATION,  
and SCIMED LIFE SYSTEMS, INC.,  
  
Defendants.

## STIPULATION AND ORDER

WHEREAS on May 2, 2005, the Court entered a final judgment in favor of Boston Scientific Corporation and Boston Scientific Scimed, Inc. (formerly Scimed Life Systems, Inc.) (collectively “BSC”);

WHEREAS any motion for attorneys' fees and related expenses which BSC may file pursuant to 35 U.S.C. § 285 and Fed. R. Civ. P. 54(d)(2) would currently be due on or before May 16, 2005;

IT IS HEREBY STIPULATED by Cordis and by BSC, subject to the approval of the Court pursuant to Fed. R. Civ. P. 54(d)(2)(B), that:

1. If Cordis timely appeals the judgment, that:
  - a. BSC shall file and serve any motion for attorneys' fees and related expenses pursuant to 35 U.S.C. § 285 and Fed. R. Civ. P. 54(d)(2), and its opening brief in support of that motion, on or before 30 days after the Federal Circuit issues a mandate in this case;

- b. Cordis shall file and serve its answering brief in opposition to BSC's motion on or before 30 days after BSC files its motion and opening brief;
  - c. BSC shall file and serve its reply brief in support of its motion on or before 14 days after Cordis files its answering brief; and
2. If, in the alternative, Cordis does not timely appeal the judgment, that:
- a. BSC shall file and serve any motion for attorneys' fees and related expenses pursuant to 35 U.S.C. § 285 and Fed. R. Civ. P. 54(d)(2), and its opening brief in support of that motion, on or before 30 days after the time for appeal has expired;
  - b. Cordis shall file and serve its answering brief in opposition to BSC's motion on or before 30 days after BSC files its motion and opening brief;
  - c. BSC shall file and serve its reply brief in support of its motion on or before 14 days after Cordis files its answering brief.

AGREED TO:

ASHBY & GEDDES

/s/ Steven J. Balick

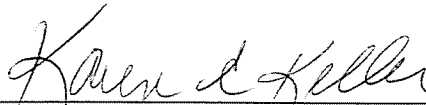
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Attorneys for Cordis Corporation

Dated: May 12, 2005

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Attorneys for Boston Scientific Corporation  
and Boston Scientific Scimed, Inc.  
(Scimed Life Systems, Inc.)

Dated: May 12, 2005

SO ORDERED this \_\_\_\_ day of May, 2005

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United States District Judge